

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

GENEVA PHARMACEUTICALS
TECHNOLOGY CORP.,

Plaintiff,

-against-

BARR LABORATORIES, INC.,
BRANTFORD CHEMICALS INC.,
BERNARD C. SHERMAN,
APOTEX HOLDINGS, INC.,
APOTEX, INC.,
and SHERMAN DELAWARE, INC.

Defendants.

APOTHECON, INC.,

Plaintiff,

-against-

**BARR LABORATORIES, INC.,
BRANTFORD CHEMICALS INC.,
BERNARD C. SHERMAN,
APOTEX HOLDINGS INC.,
APOTEX INC.,
and SHERMAN DELAWARE, INC.,**

Defendants.

SUBPOENA IN A CIVIL CASE

Case No.: Misc.

Case Pending: Southern
District of New York

Case No. 98 Civ. 861

Case No. 99 Civ. 3687

(Consolidated)

**ORDER GRANTING BRANTFORD CHEMICAL INC.'S MOTION FOR
LEAVE TO FILE UNDER SEAL EXHIBIT E TO ITS MEMORANDUM
IN SUPPORT OF ITS MOTION TO COMPEL E.I. DU PONT DE
NEMOURS & COMPANY TO COMPLY WITH SUBPOENA**

The Court, having considered Brantford Chemicals Inc.'s ("Brantford") Motion for Leave to File Under Seal Exhibit E to Brantford's Memorandum In Support of Its

Motion to Compel E.I. du Pont de Nemours & Company to Comply with Subpoena (the “Motion for Leave to File Under Seal”),

IT IS HEREBY ORDERED this ____ day of _____, 2005, that:

- 1) Brantford’s Motion for Leave to File Under Seal Exhibit E, the Affidavit of John C. Budzinski, to Brantford’s Memorandum in Support of Its Motion to Compel E.I. du Pont de Nemours & Company to Comply with Subpoena is hereby GRANTED;
- 2) the Affidavit of John C. Budzinski, attached as Exhibit E to Brantford’s Memorandum in Support of Its Motion to Compel E.I. du Pont de Nemours & Company to Comply with Subpoena, will be filed under judicial seal before this Court; and
- 3) Brantford is hereby relieved of the obligation to submit a redacted copy within five (5) business days, as there would be no substantive unredacted information in Exhibit E to be filed publicly.

United States District Judge